



PATENT

Case Docket No. NEWZEA.029A

Date: December 17, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Stephen T. Dybing
Appl. No. : 10/646,852
Filed : August 22, 2003
For : METHOD FOR PRODUCING
A FOOD PRODUCT FROM A
CONCENTRATED PROTEIN
Examiner : Unknown
Group Art Unit : 1761

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 17, 2003

(Date)

Andrew N. Merickel, Reg. No. 53,317

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are the following documents:

- (X) An Information Disclosure Statement;
- (X) A PTO Form 1449 listing eleven (11) references, copies of six (6) of which are enclosed; and
- (X) A return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

Andrew N. Merickel
Registration No. 53,317
Attorney of Record
Customer No. 20,995
(415) 954-4114



INFORMATION DISCLOSURE STATEMENT

Applicant : Stephen T. Dybing
App. No. : 10/646,852
Filed : August 22, 2003
For : METHOD FOR PRODUCING A FOOD
PRODUCT FROM A CONCENTRATED
PROTEIN
Examiner : Unknown
Group Art Unit : 1761

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing eleven (11) references. Copies of disclosed U.S. patents and/or publications are not included pursuant to PTO waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003. Copies of other references, if listed, are enclosed.

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

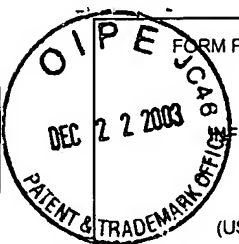
Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: December 17, 2003

By: Andrew N. Merickel

Andrew N. Merickel
Registration No. 53,317
Attorney of Record
Customer No. 20,995
(415) 954-4114



FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
NEWZEA.029AAPPLICATION NO.
10/646,852INFORMATION DISCLOSURE STATEMENT
BY APPLICANT

(USE SEVERAL SHEETS IF NECESSARY)

APPLICANT
Stephen T. DybingFILING DATE
August 22, 2003GROUP ART UNIT
1761

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE (IF APPROPRIATE) |
|---------------------|--|-----------------|----------|----------------------|-------|----------|---------------------------------|
| | | 4,650,690 | 03/17/87 | Bams, et. al. | | | |
| | | 6,096,352 | 08/01/00 | Kijowski, et. al. | | | |
| | | 6,139,901 | 10/31/00 | Blazey, et. al. | | | |
| | | 6,183,804 B1 | 02/06/01 | Moran, et. al. | | | |
| | | 6,358,551 B1 | 03/19/02 | Sadowsky, IV et. al. | | | |
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FOREIGN PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION | |
|---------------------|--|-----------------|----------|---------|-------|----------|-------------|----|
| | | | | | | | YES | NO |
| | | WO 01/41578 A1 | 06/14/01 | PCT | | | | |
| | | WO 01/41579 A1 | 06/14/01 | PCT | | | | |
| | | WO 02/096208 A2 | 12/05/02 | PCT | | | | |
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| EXAMINER INITIAL | OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.) |
|---------------------|---|
| | "Dairy Handbook," Alfa-Laval AB, Lund, Sweden, (1980) pp. 253-258. |
| | "Processed Cheese Manufacture," AJOHA Guide, BK Giulini Chemie GmbH & Co. OHG, Ladenburg, (1998) pp. 51-61. |
| | P. Walstra and R. Jenness, "Dairy Chemistry and Physics," John Wiley & Sons, Inc., New York, (1984) p. 5. |
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| EXAMINER | DATE CONSIDERED |
|--|-----------------|
| *EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT. | |